

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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M.H., individually and on behalf of M.T., a child with a disability,

**PROPOSED  
JUDGMENT**

Case 1:20-CV-01923-LJL

-against-

NEW YORK CITY DEPARTMENT OF EDUCATION,

*Defendant.*

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It is hereby ORDERED, ADJUDGED, AND DECREED, that for the reasons set forth in the Court's Opinion and Order, dated October 1, 2021, granting in part and denying in part Plaintiffs' motion for summary judgment, and granting Defendant's cross-motion for summary judgment, Plaintiff is entitled to attorneys' fees in the amount of **\$99,029.00** and costs in the amount of **\$670.88**, for a total award of **\$99,699.88**, plus post-judgment interest thereupon at the applicable statutory rate. For clarity, Plaintiffs' award has been calculated as follows:

Attorney/Paralegal	Rate per Hour	Hours in Admin Proceeding	Hours in Federal Proceeding	Total Hours	Total
Andrew Cuddy	\$420	1.0	24.2 <sup>1</sup>	25.2	\$10,584
Jason Sterne	\$420	26.2	1.4	27.6	\$11,592
Justin Coretti (travel)	\$140	2.0		2.0	\$280
Justin Coretti	\$280	12.2	0.2	12.4	\$3,472
Nina Aasen (travel)	\$210	6.0 <sup>2</sup>		6.0	\$1,260

<sup>1</sup> The body text of the Opinion and Order (ECF 63) states at pages 46 and 49 of 69 that Mr. Cuddy is being compensated for 24.2 hours of his federal proceeding time. A clerical error in the table at page 53 of 69 of the Opinion and Order states "26.2", and has been corrected herein, together with a recalculation of the fees.

<sup>2</sup> The body text of the Opinion and Order (ECF 63) states at pages 38 and 42 of 69 that Ms. Aasen is being compensated for 6.0 hours of her travel time in the administrative proceeding. A

Nina Aasen	\$420	85.1	0.6	85.7	\$35,994
Benjamin Kopp	\$200		146.13	146.13	\$29,226
Kevin Mendillo	\$280		0.2	0.2	\$56
Jaclyn Kaplan (serve process)	\$90		1.0	1.0	\$90
Shobna Cuddy	\$100	1.6	4.6	6.2	\$620
Sarah Woodard	\$100	2.4		2.4	\$240
Allison Bunnell	\$100	32.1	7.2	39.3	\$3,930
Amanda Pinchak	\$100	3.6		3.6	\$360
Diana Gagliostro	\$125	0.2		0.2	\$25
Rebecca Mills	\$100	3.7		3.7	\$370
Alysson Green	\$100		4.7	4.7	\$470
Burhan Meghezzi (legal assistant)	\$100		0.7	0.7	\$70
Cailin O'Donnell	\$100		3.7	3.7	\$370
John Slaski (legal assistant)	\$100		0.2	0.2	\$20
				<b>FEE SUB- TOTAL</b>	<b>\$99,029.00</b>
Item					
Copying Costs (administrative proceeding)					\$69.40

clerical error in the table at page 53 of 69 of the Opinion and Order states “2.0”, and has been corrected herein, together with a recalculation of the fees.

Toll	\$8.85
Mileage	\$154.40
Parking	\$28.50
Postage	\$2.13
Copying Costs (federal proceeding)	\$7.60
Filing Fee	\$400
<b>COST SUB-TOTAL</b>	<b>\$670.88</b>
<b>TOTAL</b>	<b>\$99,699.88</b>

It is FURTHER ORDERED, ADJUDGED, AND DECREED, that for the reasons set forth in the Court's Opinion and Order, dated October 1, 2021, Plaintiff's request for pre-judgment interest on the award of attorneys' fees and costs is denied.

It is FURTHER ORDERED, ADJUDGED, AND DECREED, that for the reasons set forth in the Court's Opinion and Order, dated October 1, 2021, Plaintiff's second and third causes of action for equitable relief are hereby dismissed.

SO ORDERED.

Dated: 10/13/2021  
 New York, New York



HONORABLE LEWIS J. LIMAN  
 UNITED STATES DISTRICT JUDGE